

Wetlands Bureau Decision Report

Decisions Taken
05/10/2010 to 05/16/2010

DISCLAIMER:

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

APPEAL:

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 30 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to George "Chip" Kimball, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

MAJOR IMPACT PROJECT

2009-02006 MOUNTAIN LAKES DISTRICT
WOODSVILLE Upper Lake

Requested Action:

Retain 36 cubic yards of sand placed within 4,051 sq ft of an existing beach on Lower Mountain Lake and retain 24 cubic yards of sand place within 2,142 sq ft of an existing beach on Upper Mountain Lake in North Haverhill.

APPROVE AFTER THE FACT:

Retain 36 cubic yards of sand placed within 4,051 sq ft of an existing beach on Lower Mountain Lake and retain 24 cubic yards of sand place within 2,142 sq ft of an existing beach on Upper Mountain Lake in North Haverhill.

With Conditions:

1. All work shall be in accordance with plans as received by DES on October 20, 2009.
2. This approval does not allow for any future beach replenishment. Any future replenishment will require a new application and permit from the DES Wetlands Bureau.
3. All activities shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(o), replenishment of a beach that does not meet the criteria for minimum impact under Env-Wt 303.04(d) or minor impact under Env-Wt 303.03(f).
2. This after-the-fact approval only allows the applicant to retain sand already placed on the existing beaches.

MINOR IMPACT PROJECT

2006-02257 BRADY SULLIVAN BEAVER POND LLC
LACONIA Unnamed Wetland

Requested Action:

Approve name change to: Brady Sullivan Beaver Pond LLC, 670 N. Commercial St. Suite 303, Manchester, NH 03101 per request received 5/12/10. Previous owner: Good Earth Revocable Trust of 2006.

APPROVE NAME CHANGE:

Dredge and fill 4164 square feet including installation of a 44 foot x 2 foot x 5 foot open bottom box culvert for access in the subdivision of 8.68 acres to 49 Townhouse Condominium Units.

With Conditions:

1. All work shall be in accordance with plans by Rokeh Consulting LLC dated May 27, 2006, and revised through November 20, 2006, as received by the Department on November 20, 2006, and Subdivision Plans by Brian L Bailey Associates Inc dated May 18, 2006, and revised through May 24, 2006 as received by the Department on August 28, 2006.
2. This permit is contingent on approval by the DES Site Specific Program.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.

4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau.
6. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, NH to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
7. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
8. Work shall be done during periods of non-flow.
9. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
10. Proper headwalls shall be constructed within seven days of culvert installation.
11. Seed mix within the restoration area shall be a wetland seed mix appropriate to the area and shall be applied in accordance with manufacturers specifications. The receipt and contents of the wetland mix shall be supplied to NHDES within 10 days of application.
12. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
13. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
14. Silt fencing must be removed once the area is stabilized.
15. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
16. A post-construction report documenting the status of the restored jurisdictional area, including photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Env-Wt 502.02.

2008-02623 ZECHEL, M
RYE Unnamed Wetland

Requested Action:

Approve amendment request for revised site plan showing a total of 4 individual house lots replacing the 8 single family residential condominium units previously approved within the same 17,360 sq. ft. area of disturbance, but having less impervious surface area.

Conservation Commission/Staff Comments:

No report or comments were received from the Rye Conservation Commission on this application.

Inspection Date: 09/10/2008 by Frank D Richardson

APPROVE AMENDMENT:

Perform construction activities and/or otherwise alter terrain within 17,360 sq. ft. of previously developed upland tidal buffer zone for the redevelopment of a former restaurant facility, with a paved parking lot, to 4 individual house lots on a 2.81 acre parcel of land having 461 linear feet of shoreline frontage on Rye Harbor.

With Conditions:

1. All work shall be in accordance with plans by Altus Engineering, Inc. dated March 9, 2010, as received by DES on March 15, 2010.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new

application and further permitting by the Bureau.

3. NH DES Wetlands Bureau Southeast Region staff shall be notified in writing prior to commencement of work and upon its completion.
4. This permit is contingent on approval by the DES Alteration of Terrain Program.
5. All actions associated with the installation of the proposed septic system are contingent on approval by the DES Subsurface Systems Bureau.
6. All activities shall be in accordance with the Comprehensive Shoreland Protection Act, per RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland after July 1, 2008.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(a)&(b).
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on September 10, 2008. Field inspection of site of former Saunders Restaurant proposed to be redeveloped for residential units with Darlene Forst, Supervisor of DES Shoreland section and engineer found the proposed project reasonable within the requirements for the Wetlands jurisdiction within the previously developed upland TBZ as well as CSPA jurisdiction.
6. National Marine Fisheries Service finds this project eligible as proposed for the NH SPGP.

**2010-00401 ZAHR REVOC TRUST, MARSHA
HOLDERNESS Squam Lake**

Requested Action:

Install a 6 ft x 24 ft seasonal dock connected to a 6 ft x 20 ft seasonal dock by a 6 ft x 20 ft seasonal walkway in a "U" shaped configuration, accessed by a 6 ft x 16 ft seasonal walkway on an average of 364 ft of frontage on Squam Lake, in Holderness.

Conservation Commission/Staff Comments:

Con Com has concerns about length of dock

APPROVE PERMIT:

Install a 6 ft x 24 ft seasonal dock connected to a 6 ft x 20 ft seasonal dock by a 6 ft x 20 ft seasonal walkway in a "U" shaped configuration, accessed by a 6 ft x 16 ft seasonal walkway on an average of 364 ft of frontage on Squam Lake, in Holderness.

With Conditions:

1. All work shall be in accordance with plans by New Hampshire Environmental Consultants dated February 03, 2010, as received by DES on February 22, 2010.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to installation.
3. No portion of the docking structure shall cross the property line or the imaginary extension of those lines into the water.
4. Seasonal pier shall be removed from the lake for the non-boating season.
5. No portion of the pier shall extend more than 40 feet from the shoreline at full lake elevation.
6. All activities shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(d), construction of a docking structure that exceeds the design and construction criteria discussed at Env-Wt 402.01 for minimum impact docks classified under Env-Wt 303.04.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has an average of 364 feet of shoreline frontage along Squam Lake.
6. A maximum of 5 slips may be permitted on this frontage per Rule Env-Wt 402.13, Frontage Over 75'.
7. The proposed docking facility will provide 3 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.13.
8. The proposed dock meets the dimension requirements according to Env-Wt 402.03, thus addressing the local Conservation Commissions concerns.
8. The applicant has submitted a signed waiver of the 20 ft setback to property lines from the affected abutter.

2010-00441 NH DEPT OF TRANSPORTATION
BETHLEHEM Tributary To Barrett Brook

Requested Action:

Replace a failed 5 ft. x 3 ft. x 53 ft. concrete box culvert with a 5 ft. x 4 ft. x 59 ft. precast concrete box culvert embedded 1 ft. deep with a gravel / stone mixture impacting 555 sq. ft. (149 sq. ft. temporary) of riverine wetlands.

Conservation Commission/Staff Comments:

Cons. Comm. - no comment

APPROVE PERMIT:

Replace a failed 5 ft. x 3 ft. x 53 ft. concrete box culvert with a 5 ft. x 4 ft. x 59 ft. precast concrete box culvert embedded 1 ft. deep with a gravel / stone mixture impacting 555 sq. ft. (149 sq. ft. temporary) of riverine wetlands. NHDOT project #15664.

With Conditions:

1. All work shall be in accordance with plans by NHDOT Bureau of Highway Design dated Feb. 2010 as received by the Department on Feb. 25, 2010.
2. Any dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(l), alteration of less than 200 linear feet of channel and bank.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.

4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has coordinated the project through the monthly Natural Resource Agency meeting held on April 15 2009 and Aug. 19, 2009.

2010-00443 CONWAY, TOWN OF
CONWAY Page Randall Brook

Requested Action:

Dredge and fill \pm 350 sq. ft. and temporarily impact \pm 800 sq. ft. of Page Randall Brook to replace the Tasker Hill Rd. 10-ft. arch culvert (30-ft. length) with a 32-ft. bridge (34-ft. length). Temporary bridge construction is proposed.

APPROVE PERMIT:

Dredge and fill \pm 350 sq. ft. and temporarily impact 800 sq. ft. of Page Randall Brook to replace the Tasker Hill Rd. 10-ft. arch culvert (30-ft. length) with a 32-ft. bridge (34-ft. length). Temporary bridge construction is proposed.

With Conditions:

1. All work shall be in accordance with plans by H. E. Bergeron Engineers, Inc. dated February 09, 2010, as received by the Department on February 26, 2010.
2. The Town shall obtain the appropriate permanent and temporary construction easements from affected landowners outside of the existing road right-of-way and shall supply copies of the recorded easements to DES Wetlands File No. 2010-00443 prior to construction.
3. This permit is contingent on receipt, by the DES Wetlands Bureau, of final stream diversion/erosion control plans. Those plans shall detail the timing and method of stream flow diversion during construction, and show temporary siltation/erosion/turbidity control measures to be implemented.
4. Work shall be done during low flow conditions.
5. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
7. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to wetlands and surface waters.
8. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. There shall be no excavation or operation of construction equipment in flowing water.
10. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
11. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of twenty (20) feet of undisturbed vegetated buffer.
12. Work within the stream, inclusive of work associated with installation of a cofferdam, shall be done during periods of low flow. High flows can be caused by seasonal runoff or precipitation; the permittee shall monitor local forecasts to review weather conditions.
13. No work within the confined area shall proceed until the cofferdam is fully effective, and water flow is controlled.
14. Temporary cofferdams shall be entirely removed immediately following construction.
15. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
16. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired prior to construction.
17. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
18. All refueling of equipment shall occur outside of surface waters or wetlands during construction.

19. Areas from which vegetation has been cleared to gain access to the site shall be replanted with like native species.
20. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
21. The applicant shall notify the DES Wetlands Bureau in writing within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland or surface water.
22. Temporary impact areas shall be properly restored, landscaped, monitored and remedial actions taken that may be necessary to create a healthy riverine/lacustrine system that is replicated in a manner satisfactory to the DES Wetlands Bureau. Remedial measures may include replanting, relocating plantings, removal of invasive species, changing stream sinuosity, changing the slope of the stream, and changing the hydrologic regime.
23. A post-construction report including photographs documenting the status of the completed construction and temporary impact areas shall be submitted to the DES Wetlands Bureau within thirty (30) days of the completion of construction.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(1), projects that alter the course of or disturb less than 200 linear feet of a perennial nontidal stream or river channel or its banks.
2. The New Hampshire Department of Transportation (NHDOT) inspected the bridge in August 2009 and determined that the bridge was in critical condition and a temporary bridge was installed.
3. Flows at the project site are controlled by the Pequawket Pond Dam.
4. No comments of concern were submitted from federal agencies, the Natural Heritage Bureau (NHB), the NHFG Nongame and Endangered Wildlife Program or the Conservation Commission.
5. This permit is conditioned that the Town shall obtain the appropriate permanent and temporary construction easements from affected landowners outside of the existing road right-of-way and shall supply copies of the recorded easements to DES Wetlands File No. 2010-00443 prior to construction.
6. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
7. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
8. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

MINIMUM IMPACT PROJECT

2009-01907 PETERSON, STEVEN
SEABROOK Tidal Buffer Zone

Requested Action:

Applicant requests to retain fence and shed within the 100-foot tidal buffer zone.

DENY PERMIT-INSUFFICIENT & UNTIMELY RESP:

Applicant requests to retain fence and shed within the 100-foot tidal buffer zone.

With Findings:

1. A request for additional information dated January 7, 2010, addressed to the applicant, clearly identified the requirement that the applicant to submit additional information to DES within 60 days of the request.
2. Pursuant to RSA 482-A:3, XIV(a), if the requested additional information is not received by DES within 60 days of the request, DES shall deny the application.
3. DES did not receive the requested additional information within the 60 days and therefore the application has been denied.

2009-03007 CFF CHILDRENS TRUST, CLAYTON & MARIE FOULGER
WOLFEBORO Lake Winnepesaukee

Requested Action:

Repair "in kind" approximately 90 linear feet of retaining wall and replenish the beach with no more than 10 cubic yards of sand on Lake Winnepesaukee, Wolfeboro.

Conservation Commission/Staff Comments:

Con Com has no concerns

APPROVE PERMIT:

Repair "in kind" approximately 90 linear feet of retaining wall and replenish the beach with no more than 10 cubic yards of sand on Lake Winnepesaukee, Wolfeboro.

With Conditions:

1. All work shall be in accordance with plans by Beckwith Builders revision dated April 19, 2010, as received by DES on April 19, 2010.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. Repair shall maintain existing size, location and configuration.
4. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
5. No more than 10 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
6. This permit shall be used only once, and does not allow for annual beach replenishment.
7. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
8. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
9. All activities shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(c), repair of retaining walls.

2010-00450 RICE, DAVID
LOUDON Unnamed Pond

Requested Action:

Proposal to maintenance dredge 7500 sq. ft. of an existing man-made pond and install a dry hydrant for a proposed Town fire pond.

APPROVE PERMIT:

Maintenance dredge 7500 sq. ft. of an existing man-made pond and install a dry hydrant for a proposed Town fire pond.

With Conditions:

1. All work shall be in accordance with plans by the Loudon Fire Department dated May 10, 2010, as received by DES on May 10, 2010.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
4. Work shall be done during drawdown and low flow.

5. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
9. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired immediately.
10. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
11. All refueling of equipment shall occur outside of surface waters or wetlands.
12. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(k) Maintenance dredging, when necessary to provide continued usefulness of nontidal drainage ditches, man-made ponds, and spillways and Env-Wt 303.04 (w) Excavation of less than 10 linear feet within the bank and bed of a surface water that does not exceed 200 square feet in total jurisdictional impact to the bed, for installation of a dry hydrant.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

FORESTRY NOTIFICATION

2010-00716 KING REVOC TRUST OF 1996, ANNA
GOFFSTOWN Unnamed Stream

COMPLETE NOTIFICATION:
Goffstown Tax Map 3, Lot# 28

2010-00998 PLANKEY, SHAUN
BRISTOL

COMPLETE NOTIFICATION:
Bristol Tax Map 224, Lot# 40

2010-01063 ESTATE OF REBECCA H. DOLE
PEMBROKE Unnamed Stream

COMPLETE NOTIFICATION:
Pembroke Tax Map 262, Lot# 41

2010-01071 **MOORE, RICHARD**
BEDFORD **Unnamed Stream**

COMPLETE NOTIFICATION:
Bedford Tax Map 13, Lot# 47

EXPEDITED MINIMUM

2009-02598 **FOTO, CHRISTIE**
HAMPTON **Tidal Buffer Zone**

Requested Action:
Applicant requests to replace a failing, wooden retaining wall with a concrete retaining wall.

DENY PERMIT-INSUFFICIENT & UNTIMELY RESP:
Applicant requests to replace a failing, wooden retaining wall with a concrete retaining wall.

With Findings:
1. A request for additional information dated November 23, 2009, addressed to the applicant or agent of record, clearly identified the requirement that the applicant to submit additional information to DES within 60 days of the request.
2. Pursuant to RSA 482-A:3, XIV(a), if the requested additional information is not received by DES within 60 days of the request, DES shall deny the application.
3. DES did not receive the requested additional information within the 60 days and therefore the application has been denied.

2010-00376 **MANCHESTER ASSOCIATES INC, MANCHESTER COUNTRY CLUB**
BEDFORD **Unnamed Wetland**

Requested Action:
Proposal to dredge and fill 1300 sq. ft. of wetlands for repair and replacement of three existing drainage culverts and add additional outlet protection.

Conservation Commission/Staff Comments:
1. The Conservation Commission signed the application.

APPROVE PERMIT:
Dredge and fill 1300 sq. ft. of wetlands for repair and replacement of three existing drainage culverts and add additional outlet protection.

With Conditions:
1. All work shall be in accordance with plans by Meridian Land Services., Inc., "Wetland Permit Plan" revision date of April 15, 2010, "Riprap Outlet Protection" plan, dated April 14, 2010, as received by DES on April 16, 2010.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site

has returned to normal clarity.

4. Work shall be done during low flow.

5. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.

6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.

7. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

8. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).

9. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired immediately.

10. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.

11. All refueling of equipment shall occur outside of surface waters or wetlands.

12. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f) Projects involving alteration of less than 3,000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Env-Wt 303.02(k).

2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.

3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.

4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

5. The applicant addressed comments submitted by the DES Watershed Management Bureau.

**2010-00590 MERENA REVOC TRUST OF 2004, PATRICIA ROBERTS
WOLFEBORO Lake Winnepesaukee**

Requested Action:

Repair an existing 6 ft x 41 ft piling supported dock attached to a 3 ft 8 in x 41 ft piling supported dock by a 12 ft x 15 ft deck over the water on Lake Winnepesaukee, in Wolfeboro.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Repair an existing 6 ft x 41 ft piling supported dock attached to a 3 ft 8 in x 41 ft piling supported dock by a 12 ft x 15 ft deck over the water on Lake Winnepesaukee, in Wolfeboro.

With Conditions:

1. All work shall be in accordance with plans by White Mountain Survey dated March 09, 2010, as received by DES on March 18, 2010.

2. This permit shall not be effective until it has been recorded with the county Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau, by certified mail, return receipt requested, prior to construction.

3. The repairs shall maintain the size, location and configuration of the pre-existing structures.

4. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if the DES later determines that the structures represented as "existing" were not previously permitted or grandfathered.

5. All construction related debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
7. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
9. All activities shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

2010-00627 STONECREST CONDO ASSOCIATION
LACONIA Lake Winnepesaukee / Paugus Bay

Requested Action:

Repair and maintain and existing 12 slip major docking facility consisting of six 4 ft x 23 ft docks connected to a wharf along 470 ft of frontage on Lake Winnepesaukee, Laconia.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Repair and maintain and existing 12 slip major docking facility consisting of six 4 ft x 23 ft docks connected to a wharf along 470 ft of frontage on Lake Winnepesaukee, Laconia.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated April 20, 2010, as received by DES on April 23, 2010.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau, by certified mail, return receipt requested, prior to construction.
3. The repairs shall maintain the size, location and configuration of the pre-existing structures.
4. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if the DES later determines that the structures represented as "existing" were not previously permitted or grandfathered.
5. All construction related debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
7. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
9. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
10. All activities shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

2010-00650 MCKIERNAN, JAMES
DURHAM Oyster River

Requested Action:

Replace in-kind 4 pilings and decking of an existing grand-fathered tidal dock.

APPROVE PERMIT:

Replace in-kind 4 pilings and decking of an existing grand-fathered tidal dock.

With Conditions:

1. All work shall be in accordance with plans by MJS Engineering dated 2/10/2010, as received by DES on 3/22/2010.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Repair shall maintain existing size, location and configuration.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. This permit shall not be effective until it has been recorded with the Strafford County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(v), repair in-kind of existing docking structures.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. The existing dock is in disrepair and needs to be replaced.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03. This is an in-kind replacement of pilings and decking with no new impacts proposed.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project. There were no species of concern reported by the NH Natural Heritage Inventory as occurring in the project vicinity.
5. The Durham Conservation Commission signed the expedited application.

2010-00794 LANDS END ASSOCIATION, ROBERT GOLDBERG
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Replace fender and support pilings associated with a major docking facility consisting of four 28 ft x 2 ft finger piers and seven 24 ft x 2 ft finger piers, extending from a 4 ft x 182 ft 2 in pier and a 4 ft x 61 ft 5 in wharf, adjacent to a 25 ft 3 in x 38 ft deck surface and 28 ft x 38 ft boathouse, Lake Winnepesaukee, Moultonborough.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Replace fender and support pilings associated with a major docking facility consisting of four 28 ft x 2 ft finger piers and seven 24 ft x 2 ft finger piers, extending from a 4 ft x 182 ft 2 in pier and a 4 ft x 61 ft 5 in wharf, adjacent to a 25 ft 3 in x 38 ft deck surface

and 28 ft x 38 ft boathouse, Lake Winnepesaukee, Moultonborough.

With Conditions:

1. All work shall be in accordance with plans dated March 25, 2010, as received by DES on April 08, 2010.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau, by certified mail, return receipt requested, prior to construction.
3. The repairs shall maintain the size, location and configuration of the pre-existing structures.
4. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if the DES later determines that the structures represented as "existing" were not previously permitted or grandfathered.
5. All construction related debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
7. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
9. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
10. All activities shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

2010-00891 HART, CHARLES
DURHAM Tidal Buffer

Requested Action:

Impact a total of 10,139 sq. ft. in the developed upland tidal buffer zone, including 8,423 sq. ft. of permanent impact and 1,716 temporary impact, for reconstruction of an existing dwelling, construction of a new garage and relocation of driveway, and installation of a replacement septic system.

APPROVE PERMIT:

Impact a total of 10,139 sq. ft. in the developed upland tidal buffer zone, including 8,423 sq. ft. of permanent impact and 1,716 temporary impact, for reconstruction of an existing dwelling, construction of a new garage and relocation of driveway, and installation of a replacement septic system.

With Conditions:

1. All work shall be in accordance with plans by Eckman Engineering LLC dated 3/18/2010, as received by DES on 4/14/2010.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. All activities shall be in accordance with Comprehensive Shoreland Protection Act, RSA 483-B, permit 2010-641.
4. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Within three days of final grading, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or matting and pinning on slopes steeper than 3:1.
7. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.

8. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
9. Silt fencing must be removed once the area is stabilized.
10. The Department has determined that this project is in the vicinity of an impaired waterbody. Therefore stormwater runoff treatment for this project shall be designed and constructed so that the stormwater pollutant loads from the completed project are no greater than the stormwater pollutant loads that existed prior to the project for all pollutants causing impairment which are likely to be in stormwater discharged from the completed project.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(b), projects in previously-developed upland areas within 100 feet of the highest observable tide line that are not classified as major or minor as defined by Env-Wt 303.02 or 303.03, respectively.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project. There were no species of concern reported by the NH Heritage Bureau as occurring in the project vicinity.
5. The Durham Conservation Commission signed the expedited application.

2010-00909

ST PETER, ROBERT

MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Repair a existing 6 ft x 33 ft piling supported dock on an average of 118 ft of frontage on Lake Winnepesaukee, Moultonborough.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Repair a existing 6 ft x 33 ft piling supported dock on an average of 118 ft of frontage on Lake Winnepesaukee, Moultonborough.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design and Construction Management dated April 07, 2010, as received by DES on April 19, 2010.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau, by certified mail, return receipt requested, prior to construction.
3. The repairs shall maintain the size, location and configuration of the pre-existing structures.
4. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if the DES later determines that the structures represented as "existing" were not previously permitted or grandfathered.
5. All construction related debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
7. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
9. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
10. All activities shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within

the Protected Shoreland.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

2010-00992 VAUGHN, TIMOTHY
LITTLETON Partridge Lake

Requested Action:

Construct a 10 ft x 16 ft perched beach with less than 4 cubic yards of sand, wit 3 ft wide access stairs over the bank on Partridge Lake, Littleton.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Construct a 10 ft x 16 ft perched beach with less than 4 cubic yards of sand, wit 3 ft wide access stairs over the bank on Partridge Lake, Littleton.

With Conditions:

1. All work shall be in accordance with plans as received by DES on April 26, 2010.
2. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
3. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 846). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
4. The steps installed for access to the water shall be located completely over the bank with no excavation of the bank.
5. No more than 4 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
6. This permit shall be used only once, and does not allow for annual beach replenishment.
7. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
8. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
9. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
10. All activities shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(d), construction of a beach.

AGRICULTURE MINIMUM

2010-00903 BALCIUS, CYNTHIA
ALTON Unnamed Wetland

Requested Action:

Proposal to dredge and fill 48 sq. ft. of wetlands to replace an existing culvert with a 12 in. x 12 ft. culvert for agricultural access/use.

Conservation Commission/Staff Comments:

1. The application was signed by the Conservation District Manager for the Belknap County Conservation District.

APPROVE PERMIT:

Dredge and fill 48 sq. ft. of wetlands to replace an existing culvert with a 12 in. x 12 ft. culvert for agricultural access/use.

With Conditions:

1. All work shall be in accordance with plans and narratives submitted by Cynthia M. Balcius, as received by DES on April 20, 2010 and April 27, 2010. All work shall adhere to the standards of the "Best Management Wetlands Practices for Agriculture," NH Dept. of Agriculture, dated July 16, 1993, amended September 1998.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. Any change in use to a non-agricultural purpose will require further permitting by the DES Wetlands Bureau.
4. This permit shall be recorded with the county Registry of Deeds office by the permittee.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(u) Maintenance or improvement of existing crop or pasture land for continued agricultural use, provided:

(1) The applicant's county conservation district certifies in writing that:

- a. The project is in accordance with a plan developed to standards of the "Best Management Wetland Practices for Agriculture", N.H. department of agriculture, dated July 16, 1993, amended September 1998;
- b. The project is necessary for or incidental to a preexisting and ongoing bonafide agricultural operation as defined by RSA 21:34-a; and
- c. The plan is limited to those items addressed by the "Best Management Wetlands Practices for Agriculture", N.H. department of agriculture, dated July 16, 1993, amended September 1998;

(2) The applicant accepts a permit condition stating that any change in use to a non-agricultural purpose will require further permitting by the department;

(3) The applicant shall record the permit at the registry of deeds;

(4) The improvement portion of the project does not impact more than 3 acres of wetland;

(5) The project is not in or adjacent to prime wetlands, is not in sand dunes, is not in the 100 foot tidal buffer zone, and does not meet the requirements of Env-Wt 303.02(k);

(6) The project will cause alteration only to wet meadows except where specifically described in "Best Management Wetlands Practices for Agriculture", N.H. department of agriculture, dated July 16, 1993, amended September 1998;

(7) The application includes:

- a. A complete copy of the county conservation district's cooperator agreement;
- b. Conservation plan with accompanying map;
- c. A USDA soil conservation service soils map with the site located;
- d. A soils legend identifying poorly drained and very poorly drained map units.
- e. Dated, labeled photograph(s) mounted on 8 1/2" x 11" sheets depicting portions of wetland, shoreline, or surface waters where proposed impact will occur, and showing all existing structures;).

2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.

LAKES-SEASONAL DOCK NOTIF

2010-01179 PERELLA, BERNARD & LORRAINE
FREEDOM Ossipee Lake

COMPLETE NOTIFICATION:

Freedom Tax map 28 / Lot 71 Ossipee Lake

2010-01181 CROOKS, KENNETH
NEW DURHAM Merrymeeting Lake

COMPLETE NOTIFICATION:

New Durham Tax map 34 / Lot 28 Merrymeeting Lake

ROADWAY MAINTENANCE NOTIF

2010-01142 NH DEPT OF TRANSPORTATION
JEFFERSON Unnamed Stream

2010-01143 NH DEPT OF TRANSPORTATION
JEFFERSON Unnamed Stream

2010-01144 NH DEPT OF TRANSPORTATION
ERROL Unnamed Wetland

2010-01145 NH DEPT OF TRANSPORTATION
MOULTONBOROUGH Unnamed Stream

2010-01212 ALTON, TOWN OF
ALTON Unnamed Wetland

PERMIT BY NOTIFICATION

2010-00905 RITCHER, JOSEPH & DENISE
LACONIA Lake Winnisquam

Requested Action:

Remove a 2 slip seasonal pier and install a 6 ft x 40 ft seasonal dock, a 6 ft x 4 ft anchoring pad and a seasonal boatlift on Lake Winnisquam, in Laconia.

Conservation Commission/Staff Comments:

Con Com did not sign PBN form

PBN IS COMPLETE:

Remove a 2 slip seasonal pier and install a 6 ft x 40 ft seasonal dock, a 6 ft x 4 ft anchoring pad and a seasonal boatlift on Lake Winnisquam, in Laconia.

With Findings:

1. Pending application, file number 2009-2899, has been revised and will affect the proposed perched beach.

2010-01118 CASEY, MAUREEN
GILFORD Lake Winnepesaukee

Requested Action:

Repair of existing docking structures with no change in size, location or configuration.

Conservation Commission/Staff Comments:

Con Com signed PBN form

PBN IS COMPLETE:

Repair of existing docking structures with no change in size, location or configuration.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

2010-01119 HUOT, RAYMOND
ALTON Lake Winnepesaukee

Requested Action:

Repair of existing docking structures with no change in size, location or configuration.

Conservation Commission/Staff Comments:

Con Com signed PBN form

PBN IS COMPLETE:

Repair of existing docking structures with no change in size, location or configuration.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

2010-01124 MALAFEY, KARL & THELMA TRUSTEES
GILFORD Lake Winnepesaukee

2010-01152 BRITTON, ROBERT
WOLFEBORO Lake Winnepesaukee

Requested Action:

Repair of existing docking structures with no change in size, location or configuration.

Conservation Commission/Staff Comments:

Con Com did not sign PBN form

PBN IS COMPLETE:

Repair of existing docking structures with no change in size, location or configuration.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

2010-01173 FLANDERS, DONNA
NEWBURY Sunapee Lake

Requested Action:

Repair of existing docking structures with no change in size, location or configuration.

Conservation Commission/Staff Comments:

Con Com signed PBN form

PBN IS COMPLETE:

Repair of existing docking structures with no change in size, location or configuration.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

2010-01185 HALPERIN, ALAN J & PAULA B
MEREDITH Lake Winnepesaukee

Requested Action:

Replenishment of a beach with less than 10 cubic yards of sand.

Conservation Commission/Staff Comments:

Con Com signed PBN form

PBN IS COMPLETE:

Replenishment of a beach with less than 10 cubic yards of sand.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(aa), replenishment of a beach.

CSPA PERMIT

2008-02038 OLSHESKIE, MARK/LISA
CENTER HARBOR Lake Waukegan

Requested Action:

Impact 7,050 sq ft to replace an existing primary structure, construct a garage,install a parking area, and replace a septic system.

APPROVE AMENDMENT:

AMENDMENT DESCRIPTION: Revised plans, dated May 5, 2010, to bury propane tank 10 ft off the NW corner of residence. No increase of impervious surface coverage. Temporary impact associated with placement of the tank will be located within that estimated for original project.

Impact 7,050 sq ft to replace an existing primary structure, construct a garage,install a parking area, and replace a septic system.

With Conditions:

1. All work shall be in accordance with plans by Ames Associates dated September 17, 2008 and received by the Department of Environmental Services ("DES") on September 24, 2008.
2. No more than 19.8% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. The project as proposed will leave approximately 4,295 sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 3,394.25 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
4. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
5. This permit is contingent on approval by the DES Subsurface Systems Bureau.
6. The proposed porous asphalt shall be installed and maintained in accordance with the manufacturers specifications.
7. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
8. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
9. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
10. Any fill used shall be clean sand, gravel, rock, or other suitable material.
11. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on areas to remain unaltered.

2010-00869 OLIVER, JAMES
UNITY Crescent Lake

Requested Action:

Impact 264 sq ft for the purpose of building a 12ft x 22ft deck attached to an existing home.

DENY PERMIT:

Impact 264 sq ft for the purpose of building a 12ft x 22ft deck attached to an existing home.

With Findings:

Standards for Approval

1. Pursuant to RSA 483-B:3, Consistency Required, "State and local permits shall be issued only when consistent with the policies of this chapter."
2. Pursuant to RSA 483-B:9,V,(a)(1), "The waterfront buffer shall be those protected shorelands within 50 feet of the reference line. The purpose of this buffer shall be to protect the quality of public waters while allowing homeowner discretion with regard to water access, safety, viewscape maintenance, and lot design."
3. Pursuant to RSA 483-B:9,V,(a)(1),(D), "Starting from the northerly or easterly boundary of the property, and working along the shoreline, the waterfront buffer shall be divided into 50 by 50 foot segments. Within each segment a minimum combined tree and sapling score of at least 50 points shall be maintained. If for any reason there is insufficient area for a full segment, the number of points required to be maintained in that partial segment shall be proportional to that required of a full segment."
4. Pursuant to RSA 483-B:9,V,(a)(1)(C), "No natural ground cover shall be removed except as necessary for a foot path to water as provided under RSA 483-B:9, V(a)(2)(D)(viii), cutting those portions that have grown over 3 feet in height for the purpose of providing a view, or as specifically approved by the department, pursuant to RSA 482-A or 483-B."

Findings of Fact

1. The Applicant is the owner of a lot that is approximately 0.5 acres in size located within the protected shoreland of Crescent Lake more particularly identified as Unity tax map 19, lot 402 (the "Property").
2. On March 24, 2010, the applicant was sent a letter from the DES Compliance Section regarding a complaint that was received for possible violation on applicant's property. The complaint alleges that the applicant failed to maintain a woodland buffer without a permit or proper authorization from DES.
3. On March 22, 2010, an inspection by DES staff found that trees had been removed from the waterfront buffer and that the segments of the waterfront buffer no longer met the point requirements established in RSA 483-B:9,V,(a)(1),(D).
3. The Applicant submitted an incomplete Shoreland application April 10, 2010, to build a 12ft x 22ft on existing house. House wall is located approximately 30 feet from reference line.
4. The Applicant failed to submit a complete Shoreland Application.

Ruling in Support of the Decision

1. The issuance of a permit for additional impacts within the protected shoreland prior to the restoration of the violation of RSA 483-B:9,V,(a)(1),(D) currently existing on the frontage would not be consistent with the intent and purpose of the Act. Therefore, the application is denied pursuant to RSA 483-B:3.

2010-00870 BUSHONG, KIRA
SOUTH TAMWORTH Bearcamp River

Requested Action:

Impact 576 sq ft for the purpose of constructing and new garage and installing stormwater controls.

APPROVE PERMIT:

Impact 576 sq ft for the purpose of constructing a new garage and installing stormwater controls.

With Conditions:

1. All work shall be in accordance with plans submitted by Kira Bushong received by the Department of Environmental Services ("DES") on May 13, 2010.
2. No more than 25.0% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. The proposed stormwater management plan shall be designed, implemented and maintained to effectively infiltrate and absorb stormwater.
4. There shall be no impacts to native vegetation between 50 ft and 150 ft of the reference line in order to remain compliant with RSA 483-B:9, V, (b), (2), (A), (ii).
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
7. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
8. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
9. Any fill used shall be clean sand, gravel, rock, or other suitable material.
10. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
11. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
12. Silt fencing must be removed once the area is stabilized.
13. No living space shall be added to the proposed garage unless all necessary approval has been received from the NH Subsurface Systems Bureau.

2010-00894 REISS, PAUL
CHATHAM Upper Kimball Pond

Requested Action:

Impact 9,629 sq ft for the purpose of removing 6 cabins and tennis court fence to construct new house with new septic, well and driveway.

APPROVE PERMIT:

Impact 9,629 sq ft for the purpose of removing 6 cabins and tennis court fence to construct new house with new septic, well and driveway.

With Conditions:

1. All work shall be in accordance with plans by Thaddeus Thorne Surveys Inc. dated January 15, 2009 and received by the Department of Environmental Services ("DES") on April 20, 2010.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 9.7% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. The project as proposed will leave approximately 25,406 sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 30,354 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the

site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.

6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.

7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.

8. Any fill used shall be clean sand, gravel, rock, or other suitable material.

9. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2010-00897 AKWA VISTA LLC
LACONIA Lake Winnepesaukee

Requested Action:

Impact 101,660 sq ft for the purpose of constructing a multi family development comprised of 19 town houses with a 2in sewer force main.

APPROVE PERMIT:

Impact 101,660 sq ft for the purpose of constructing a multi family development comprised of 19 town houses with a 2in sewer force main.

With Conditions:

1. All work shall be in accordance with plans by SCG Engineering, LLC dated February 22, 2010 and received by the Department of Environmental Services ("DES") on April 20, 2010.
2. This permit is contingent on approval by the DES Alteration of Terrain and Wetlands Program.
3. No more than 25.2% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. The project as proposed will leave approximately 86,405 sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 57,425 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2010-00923 LOCKER, FRANK & DENISE
DOVER Piscataqua River

Requested Action:

Impact 12,063 sq ft for the purpose of relocating an existing cottage, constructing a new garage and associated accessory structures and installing stormwater controls.

APPROVE PERMIT:

Impact 12,063 sq ft for the purpose of relocating an existing cottage, constructing a new garage and associated accessory structures

and installing stormwater controls.

With Conditions:

1. All work shall be in accordance with plans submitted by Frank Locker dated April 28, 2009 and received by the Department of Environmental Services ("DES") on April 21, 2010.
2. No more than 19.86% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. The proposed stormwater management plan shall be designed, implemented and maintained to effectively infiltrate and absorb stormwater.
4. All pervious technologies used shall be designed, installed and maintained to effectively absorb and infiltrate stormwater.
5. All proposed green roof technologies shall be designed and installed to capture and treat at least 2 inches of liquid precipitation in a 24 hour time period.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
8. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
9. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
10. Any fill used shall be clean sand, gravel, rock, or other suitable material.
11. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
12. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
13. Silt fencing must be removed once the area is stabilized.

2010-00958 PALERMO, TIM
NEW DURHAM Merrymeeting Lake

Requested Action:

Impact 1,000 sq ft for the purpose of repairing driveway & parking area.

APPROVE PERMIT:

Impact 1,000 sq ft for the purpose of repairing driveway & parking area.

With Conditions:

1. All work shall be in accordance with plans by Thomas J. Rossignol dated April 2010 and received by the Department of Environmental Services ("DES") on April 22, 2010.
2. No more than 19.4% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. The project as proposed will leave approximately 1,200 sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 500 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or

contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.

7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2010-00960 BREAUT, ALAIN
PITTSBURG Back Lake

Requested Action:

Impact 7,280 sq ft for the purpose of constructing a new dwelling, associated accessory structures and installing a new septic system and stormwater controls.

APPROVE PERMIT:

Impact 7,280 sq ft for the purpose of constructing a new dwelling, associated accessory structures and installing a new septic system and stormwater controls.

With Conditions:

1. All work shall be in accordance with plans created and submitted by Alain Breault dated April 22, 2010 and received by the Department of Environmental Services ("DES") on April 22, 2010.
2. No more than 26.0% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. This permit is contingent upon receiving all necessary approvals from the DES Subsurface Systems Bureau and installing the proposed septic system.
4. The proposed stormwater management plan shall be designed, implemented and maintained to effectively infiltrate and absorb stormwater.
5. Upon completion of the proposed project, the submitted planting plan will be implemented to ensure that each previously existing deficient grid segment will have at least the minimum required point score as required by RSA 483-B:9, V, (g), (3).
6. There shall be no impacts to native vegetation between 50 ft and 150 ft of the reference line in order to remain compliant with RSA 483-B:9, V, (b), (2), (A), (ii).
7. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
8. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
9. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
10. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
11. Any fill used shall be clean sand, gravel, rock, or other suitable material.
12. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
13. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
14. Silt fencing must be removed once the area is stabilized.

2010-00973 SCHOEN, ERIC M & CATHERINE V
MEREDITH Winnisquam Lake

Requested Action:

Impact 22,500 sq ft for the purpose of removing existing dwelling and shed to construct new dwelling and relocate driveway,

retaining walls and walks.

APPROVE PERMIT:

Impact 22,500 sq ft for the purpose of removing existing dwelling and shed to construct new dwelling and relocate driveway, retaining walls and walks.

With Conditions:

1. All work shall be in accordance with plans by David M. Doland Associates, PC dated April 9, 2010 and received by the Department of Environmental Services ("DES") on April 23, 2010.
2. No more than 12.18% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. The project as proposed will leave approximately N/A sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 10,578 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2010-01016 JOHNSON, ALYSHA
MILFORD Osgood Pond

Requested Action:

Impact 5,652 sq ft for the purpose of removing existing dwelling and replacing with new dwelling in different location.

APPROVE PERMIT:

Impact 5,652 sq ft for the purpose of removing existing dwelling and replacing with new dwelling in different location.

With Conditions:

1. All work shall be in accordance with plans by Meridian Land Services dated October 16, 2009 and received by the Department of Environmental Services ("DES") on April 27, 2010.
2. All actions associated with the installation of the proposed septic system are contingent on approval by the DES Subsurface Systems Bureau."
3. No more than 8.8% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. The project as proposed will leave approximately 2,389 sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 7,780 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.

9. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2010-01046 RICHARD, ARTHUR & MAUREEN
WINDHAM Seavey Pond

Requested Action:

Impact 2,672 sq ft demolish and new construction of house in same footprint.

APPROVE PERMIT:

Impact 2,672 sq ft demolish and new construction of house in same footprint.

With Conditions:

1. All work shall be in accordance with plans by Points North Design Group dated April 22, 2010 and received by the Department of Environmental Services ("DES") on April 27, 2010.
2. No more than 52% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. The project as proposed will leave approximately 900 sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 225 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2010-01049 DINICOLA, ROY
OSSIPEE Ossipee Lake

Requested Action:

Impact 1,850 sq ft replacement of failing retaining wall, patio & steps.

APPROVE PERMIT:

Impact 1,850 sq ft replacement of failing retaining wall, patio & steps.

With Conditions:

1. All work shall be in accordance with plans by Zachary Berger Associates, Ltd dated March 2010 and received by the Department of Environmental Services ("DES") on April 28, 2010.
2. No more than 19.6% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. The project as proposed will leave approximately 3,810 sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 2,915 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the

site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.

5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.

6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.

7. Any fill used shall be clean sand, gravel, rock, or other suitable material.

8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2010-01050 GABEL, ROBERT & ELIZABETH
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Impact 2,216 sq ft to remove porch and expand with addition on concrete foundation, relocate walkway and expand existing deck with screened porch.

APPROVE PERMIT:

Impact 2,216 sq ft to remove porch and expand with addition on concrete foundation, relocate walkway and expand existing deck with screened porch.

With Conditions:

1. All work shall be in accordance with plans by David M. Dolan Associates, PC dated April 27, 2010 and received by the Department of Environmental Services ("DES") on April 28, 2010.
2. No more than 25.75% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. The project as proposed will leave approximately n/a sq ft of the Natural Woodland Buffer beyond the primary building setback in an unaltered state. At least 4,306 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement or revocation action if the DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2010-01051 MORGAN, JAMES
WINDHAM Rock Pond

Requested Action:

Impact 4,000 sq ft for the purpose of constructing a new residential dwelling, stormwater controls and associated accessory structures.

APPROVE PERMIT:

Impact 4,000 sq ft for the purpose of constructing a new residential dwelling, stormwater controls and associated accessory structures.

With Conditions:

1. All work shall be in accordance with plans by Benchmark Engineering dated October 1, 2009 and received by the Department of Environmental Services ("DES") on April 29, 2010.
2. No more than 29.9% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. This permit is contingent upon receiving all necessary approvals from the DES Subsurface Systems Bureau and installing the proposed septic system.
4. The proposed stormwater management plan shall be designed, implemented and maintained to effectively infiltrate and absorb stormwater.
5. All pervious technologies used shall be designed, installed and maintained to effectively absorb and infiltrate stormwater.
6. There shall be no impacts to native vegetation within the waterfront buffer except that for construction of a 6 foot wide access path to the surface water body and installation of a drywell.
7. All area within the waterfront buffer disturbed for the purpose of installing the proposed drywell shall be replanted with native, natural ground cover.
8. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
9. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
10. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
11. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
12. Any fill used shall be clean sand, gravel, rock, or other suitable material.
13. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
14. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
15. Silt fencing must be removed once the area is stabilized.

CSPA PERMIT W/WAIVER

2010-00811 DERBA, JEANNE
SALEM Arlington Pond

Requested Action:

Impact 3,920 sq ft for the purpose of constructing a new foundation under an existing dwelling and installing a new septic system.

APPROVE PERMIT:

Impact 3,920 sq ft for the purpose of constructing a new foundation under an existing dwelling and installing a new septic system.

With Conditions:

1. All work shall be in accordance with plans by James M. Lavelle Associates, LLC. dated April 6, 2010 and received by the Department of Environmental Services ("DES") on April 9, 2010.
2. No more than 23.7% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. This permit is contingent upon receiving all necessary approvals from the DES Subsurface Systems Bureau.
4. The proposed stormwater management plan shall be designed, implemented and maintained to effectively infiltrate and absorb stormwater.

5. There shall be no impacts to native vegetation between 50 ft and 150 ft of the reference line in order to remain compliant with RSA 483-B:9, V, (b), (2), (A), (ii).
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. Erosion and siltation control measures shall be installed prior to the start of work, be maintained throughout the project, and remain in place until all disturbed surfaces are stabilized.
8. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
9. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
10. Any fill used shall be clean sand, gravel, rock, or other suitable material.
11. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
12. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
13. Silt fencing must be removed once the area is stabilized.

UTILITY NOTIFICATION

2010-01184

UNITIL

STRATHAM Unnamed Stream Unnamed Wetland